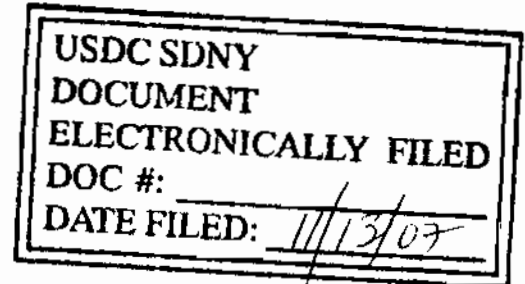


*File SKN/T*IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

- 
1. AXA, a Société Anonyme organized under )  
Laws of France; )
  2. AXA INVESTMENT MANAGERS, INC., a )  
Delaware Corporation, )
  3. AXA EQUITABLE LIFE INSURANCE )  
COMPANY, a New York Stock Life Insurance )  
Corporation; )
  4. AXA ADVISORS, L.L.C., a Delaware Limited )  
Liability Company; )
  5. AXA NETWORK, L.L.C., a Delaware Limited )  
Liability Company; )
  6. AXA FINANCIAL INC., a Delaware )  
Corporation; and )
  7. AXA PRIVATE EQUITY US, LLC, a )  
Delaware Limited Liability Company; )  
Plaintiffs )

v. )

1. AXIA INVESTMENT MANAGEMENT, INC. )  
an Oklahoma corporation; )
  2. BOK FINANCIAL CORPORATION )  
an Oklahoma Corporation; )
  3. AMERICAN PERFORMANCE FUNDS, )  
a Massachusetts Business Trust; and )
  4. BANK OF OKLAHOMA, a National )  
Association, Chartered by the )  
U.S. Government, )  
Defendants. )
- 



Civil Action No. 07-8293 (LAP)

**STIPULATION**

IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for the undersigned, that:

1. The Present Action is hereby stayed pending resolution of motions currently pending before the United States District Court for the Northern District of Oklahoma, Case No. 07-CV-420 (JAP/FHM) (the "Oklahoma Action") concerning the parties to the Present Action; and
2. Defendants, by entering into this stipulation, do not waive, and expressly reserve, any and all defenses and objections they might have to the Amended Complaint, including jurisdictional objections (except as to service and/or receipt of process).

Dated: New York, New York  
November 8, 2007

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& STEINER LLP

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Attorneys for Defendants

*The Clerk of the Court shall assign this action to the suspense calendar.*  
So Ordered:

Louella A. Presley  
November 9, 2007